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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 4493 OF 2004

Shri. Jagdish Vitthal Keny .. Petitioner

Vs.

State of Mah. and Ors. .. Respondents

Mr. R.K. Mendadkar for Petitioner.

Mr. R.D. Rane, A.G.P. for R. No. 1.

Mr. A.J. Bhore for R. Nos. 2 and 3.

CORAM: F.I. REBELLO &
R.V. MORE,JJ.
DATED: JANUARY 09, 2007

P.C.:

. The Petitioner's caste claim has been invalidated. The Petitioner claims to belong to Mahadeo Koli. The caste Scrutiny Committee found that the Petitioner belongs to Koli Caste.The respondents reverted the Petitioner from the post of Resident Medical Assistant Cum Registrar to the post of Assistant Medical Officer (Junior Medical Assistant). The Supreme Court has now taken a view in the case of Bank of India and another Versus Avinash D. Mandivikar and Others (2005) 7 Supreme Court Cases 690 that where the appointment has been made on the caste certificate obtained by fraud, such candidate does not deserve any protection.

. In view of the above, we are not inclined to

interfere in extra ordinary jurisdiction. Petition disposed of.

(R.V. MORE,J.) **(F.I.REBELLO, J.)**